I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, ON THE DATE INDICATED BELOW.

Date:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

James A. Bono, Jr.

Conf. No.:

1746

Group Art Unit:

3676

Appln. No.:

10/663,000

Examiner:

Vishal A. Patel

Filing Date:

September 16, 2003

Attorney Docket No.: 6652-43U1

Title:

CLIP GASKET TERMINATION

NOTICE OF APPEAL FROM PRIMARY EXAMINER TO THE **BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the Decision dated June 29, 2005, of the Primary Examiner finally rejecting claims 1-16.

The item(s) checked below are appropriate:

- []A Petition for Extension of Time with extension fee for &@ month(s) to &@ to respond to the final rejection was filed on &@.
- A Petition for Extension of Time for &@ month(s) to file the Notice of Appeal and the requisite extension fee in the amount of \$ &@ are enclosed.
- Notice of Appeal fee is enclosed (if applicable)
 - \$250.00 Small Entity has been previously established in this case. X
 - [] \$500.00.
 - Not required (fee paid in prior appeal).
- An oral hearing before the Board of Appeals is respectfully requested. Requisite fee is enclosed.
 - \$500.00 Small Entity has been previously established in this case.
 - \$1,000.00.
- [X] Our firm's check in the amount of \$250.00 is enclosed.
- The Commissioner is hereby authorized to charge and/or credit Deposit Account No. 50-1017 (Billing No. 206652.0050) for any overpayments or deficiencies in the abovecalculated fee. A duplicate copy of this notice is enclosed.
- [X] A Pre-Appeal Brief Request for Review is enclosed with attached Remarks.

10/04/2005 BABRAHA1 00000062 10663000

01 FC:2401

250.00 OP

Respectfully submitted,

James A. Bono, Jr. <u>19 June 2005</u> By:

Registration No. 29,546

AKIN GUMP STRAUSS HAUER & FELD LLP

One Commerce Square

2005 Market Street, Suite 2200 Philadelphia, PA 19103-7013

Telephone: 215-965-1200 Direct Dial: 215-965-1310 Facsimile: 215-965-1210

E-Mail: jjamieson@akingump.com